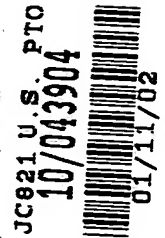


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EXPRESS MAIL MAILING LABEL	
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DATE OF DEPOSIT	11/11/02
I hereby certify that this paper or fee is being deposited with the United States Postal Service "EXPRESS MAIL POST OFFICE TO ADDRESSEE" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to: Assistant Commissioner for Patents, Washington D.C. 20231.	
 Signature	



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
William F. Strutz
Thomas R. Berger
Scott W. Anderson

Group Art Unit:

Examiner:

Serial No.:

Atty. Dkt. No.: 10807.0096.DVUS02
(EISE:096—2)

Filed: Herewith

For: METHODS OF OPERATING A FOOD
WASTE DISPOSER HAVING A
VARIABLE SPEED MOTOR

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
Washington, DC 20231

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Information Disclosure Statement be entered and the documents listed on the attached Form PTO-1449 be considered by the Examiner and made of record:

In accordance with 37 C.F.R. §§ 1.97(g), (h), this Information Disclosure Statement is not to be construed as a representation that a search has been made, and is not to be construed to be an admission that the information is, or is considered to be, prior art or material to patentability as defined in 37 C.F.R. § 1.56(b).

The present Information Disclosure Statement is being filed prior to the receipt of a first Official Action reflecting an examination on the merits, and hence is believed to be timely filed

in accordance with 37 C.F.R. § 1.97(b). No fees are believed to be due in connection with the filing of this Information Disclosure Statement. However, should any fees be deemed necessary for any reason relating to these materials, the Commissioner is hereby authorized to deduct said fees from **Deposit Account No. 01-2508/10807.0096.DVUS02.**

This application is a divisional application of Serial No. 09/777,129, filed February 5, 2001 and is relied upon for an earlier filing date under 35 U.S.C. 120. Although copies of the references cited in the '129 application are not required pursuant to 37 C.F.R. § 1.98(d), copies of these prior cited references have been included for the Examiner's convenience.

With reference to the Japanese references, numbers B1-B7 and B9, an English translation of these references are not available to the Applicant at this time. As such, because of the significant expense in obtaining a full translation, only a translation of the abstract is being filed herewith for B1-B7 and B9 along with copies of the Figures for those references. However, should the Examiner believe that a full translation would be necessary, Applicant will gladly provide a full translation at the Examiner's request.

Applicant respectfully requests that the listed documents be considered and made of record in the present case, and that the Examiner initial the spaces on the accompanying Form PTO-1449 to evidence the same.

Respectfully submitted,



Terril G. Lewis

Reg. No. 46,065

Attorney for Assignee

EMERSON ELECTRIC COMPANY

Howrey Simon Arnold & White, LLP
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(713) 787-1400

Date: 1-11-2001

Form PTO-1449 (modified)	Atty. Docket No. EISE:096—2 (10807.0096.DVUS02)	Serial No.
List of Patents and Publications for Applicant's INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)	Applicant William F. Strutz, Thomas R. Berger, Scott W. Anderson	
	Filing Date: herewith	Group:
U.S. Patent Documents <i>See Pages 1-2</i>	Foreign Patent Documents <i>See Pages 2-3</i>	Other Art <i>See Page 3</i>

JCE21 U.S. PTO
10/043904
01/11/02

U.S. Patent Documents

Exam. Init.	Ref. Des.	Document Number	Date	Name	Class	Sub Class	Filing Date of App.
	A1	2,495,983	01/31/50	Richards	241	257	05/07/46
	A2	2,579,400	12/18/51	Schindler	241	257	05/07/46
	A3	2,743,875	05/01/56	Brezosky, et al.	241	100.5	12/16/54
	A4	2,782,997	02/26/57	Wolff	241	46	03/18/53
	A5	2,951,650	09/06/60	Gould	241	286	08/30/56
	A6	2,978,190	04/04/61	Brucken, et al.	241	46	08/30/56
	A7	3,443,764	05/13/69	Wetzel	241	46	06/06/66
	A8	3,534,913	10/20/70	Lawrenson	241	36	05/23/67
	A9	3,589,624	06/29/71	Smith	241	46.08	10/24/68
	A10	3,875,462	04/01/75	Kiefer, et al.	317	13 R	02/01/73
	A11	4,134,555	01/16/79	Rosselet	241	46 B	01/25/77
	A12	4,187,441	02/05/80	Oney	310	112	05/30/78
	A13	4,373,676	02/15/83	Sherman, Jr.	241	36	11/24/80
	A14	4,526,518	07/02/85	Wiernicki	417	420	09/27/84
	A15	4,573,642	03/04/86	Spelber	241	46 B	05/07/84
	A16	4,618,790	10/21/86	Kakuda, et al.	310	90	08/13/85
	A17	4,633,149	12/30/86	Welterlin	318	254	09/10/85
	A18	4,665,286	05/12/87	Hansen	200	80 R	03/03/86
	A19	4,776,523	10/11/88	Hurst	241	46 B	09/01/87
	A20	4,819,460	04/11/89	Obradovic	68	23.7	06/02/87
	A21	4,841,393	06/20/89	MacLeod, et al.	360	98.07	11/02/87
	A22	4,917,311	04/17/90	Yoshino, et al.	241	36	09/20/89

EXAMINER:

DATE CONSIDERED:

EXAMINER: INITIAL IF REFERENCE CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED. INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.

INFORMATION DISCLOSURE STATEMENT — PTO-1449 (MODIFIED)

Form PTO-1449 (modified)		Atty. Docket No. EISE:096—2 (10807.0096.DVUS02)	Serial No.
List of Patents and Publications for Applicant's INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)		Applicant William F. Strutz, Thomas R. Berger, Scott W. Anderson	
		Filing Date: herewith	Group:
U.S. Patent Documents <i>See Pages 1-2</i>	Foreign Patent Documents <i>See Pages 2-3</i>	Other Art <i>See Page 3</i>	

U.S. Patent Documents

Exam. Init.	Ref. Des.	Document Number	Date	Name	Class	Sub Class	Filing Date of App.
	A23	5,129,590	07/14/92	Shinya	241	46.013	01/04/91
	A24	5,335,866	08/09/94	Narao	241	46.013	06/24/93
	A25	5,370,323	12/06/94	Narao	241	46.013	06/24/93
	A26	5,646,467	07/08/97	Floresta, et al.	310	268	01/24/96
	A27	5,676,319	10/14/97	Stiggins, et al.	241	46.012	10/23/95
	A28	5,789,841	08/04/98	Wang	310	179	05/02/96
	A29	5,982,069	11/09/99	Rao	310	208	06/30/98
	A30	6,007,006	12/28/99	Engel, et al.	241	46.014	07/23/98
	A31	6,014,003	01/11/00	French	318	701	07/23/99
	A32	6,051,942	04/18/00	French	318	254	04/12/96
	A33						

Foreign Patent Documents

Exam. Init.	Ref. Des.	Document Number	Date	Country	Class	Sub Class	Translation Yes/No
	B1	JP53047908	04/28/78	Japan	H02K	21/24	Abstract only
	B2	JP58130759	08/04/83	Japan	H02K	23/54	Abstract only
	B3	JP59101720	06/12/84	Japan	H01H	11/00	Abstract only
	B4	JP60249859	12/10/85	Japan	H02K	29/00	Abstract only
	B5	JP61161946	07/22/86	Japan	H02K	23/54	Abstract only
	B6	JP61161947	07/22/86	Japan	H02K	23/54	Abstract only
	B7	JP61161948	07/22/86	Japan	H02K	29/00	Abstract only
	B8	0 677 915 A1	10/18/95	EPO	H02K	23/54	Yes

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Foreign Patent Documents

Exam. Init.	Ref. Des.	Document Number	Date	Country	Class	Sub Class	Translation Yes/No
	B9	JP2000050604	02/18/00	Japan	H02K	29/00	Abstract only
	B10	WO 00/64035	10/26/00	PCT	H02K	21/24	Yes
	B11	JP2001121021 A	05/08/01	Japan	B02C	21/00	Yes
	B12						

Other Art (Including Author, Title, Date Pertinent Pages, Etc.)

Exam. Init.	Ref. Des.	Citation
	C1	Loarie, J.; Wang, C. "Novel Brushless DC Motors: Axial-Air-Gap Brushless DC Technology Targets Specific Applications." <i>Appliance Manufacturer</i> 2001, 1: 21-22.
	C2	

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INFORMATION DISCLOSURE STATEMENT — PTO-1449 (MODIFIED)